

DECLARATION AND POWER OF ATTORNEY
Patent Application

Attorney's Docket Number

F-220

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As below named inventor, I hereby declare that:

my residence, post office address and citizenship are as stated below next to my name;

I believe that I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

METHOD FOR LOAD BALANCING OF REQUESTS FOR SERVICE BY DEVICES ON A NETWORK AND A DEVICE AND A NETWORK FOR CARRYING OUT SUCH METHOD

described and claimed in the attached specification;

I have reviewed and understand the contents of the above-identified specification, including the claims;

I acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to the patentability of this application as defined in Title 37, Code of Federal Regulations, section 1.56; and

I do not know and do not believe the invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application, that the invention was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns.

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith;

Charles R. Malandra, Jr.
Michael E. Melton
David E. Pitchenik
Robert E. Meyer

Reg. No. 31,038
Reg. No. 32,276
Reg. No. 24,020
Reg. No. 26,307

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Address all telephone calls to Charles R. Malandra, Jr.
at telephone No.: (203) 924-3217.

Address all correspondence to: Charles R. Malandra, Jr.
Pitney Bowes Inc.
Intellectual Property and
Technology Law Department
35 Waterview Drive
P.O. Box 3000
Shelton, CT 06484

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | | | |
|---|---------------------------------------|------------------|----------------------------------|
| Full Name | Last Foth | First Thomas | Middle J. |
| Residence & Citizenship | City Trumbull | | State CT |
| Post Office Address | Street Address 5099 Madison Avenue | City Trumbull | State CT |
| Signature of Inventor <i>Thomas J. Foth</i> | | | Date <i>12/29/2005</i> |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

)

Thomas J. Foth

) Attorney Docket No.: F-220

Serial No.:

) Date: December 29, 2000

Filed: Concurrently herewith

)

Title: **METHOD FOR LOAD BALANCING OF REQUESTS FOR SERVICE BY DEVICES
ON A NETWORK AND A DEVICE AND A NETWORK FOR CARRYING OUT SUCH
METHOD**

JC808 U.S. PRO
09/751604
12/29/00

RECORDATION OF ASSIGNMENT - NEW PATENT APPLICATION

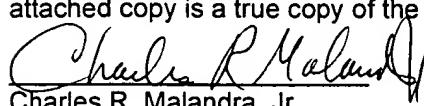
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Please record the attached original document(s) or copy(ies) in the records of the U.S. Patent and Trademark Office.

| | |
|---|---|
| 1. Name of conveying party: Thomas J. Foth | 2. Name of receiving party: Pitney Bowes Inc. 1 Elmcroft Road Stamford, CT 06926-0700 |
| 3. Nature of Conveyance: Assignment Execution Date: December 29, 2000 | |
| 4. Property Conveyed: This document is being filed together with a new patent application. The execution date of the application is December 29, 2000. | |
| 5. Name and address of party to whom correspondence concerning this document should be mailed: Charles R. Malandra, Jr. Pitney Bowes Inc. 35 Waterview Drive P.O. Box 3000 Shelton, CT 06484-8000 | 6. Total Number of Applications: 1 7. Total Recordal Fee: \$40.00 8. Charge the \$40.00 Fee to Deposit Account No. 16-1885. |
| 9. Statement and Signature | |

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.


Charles R. Malandra, Jr.

December 29, 2000

Total number of pages including this cover sheet: 3

A S S I G N M E N T

WHEREAS, I, Thomas J. Foth, have invented certain new and useful improvements in a **METHOD FOR LOAD BALANCING OF REQUESTS FOR SERVICE BY DEVICES ON A NETWORK AND A DEVICE AND A NETWORK FOR CARRYING OUT SUCH METHOD** identified as File Number **F-220** in the Intellectual Property and Technology Law Department files of the hereinafter-mentioned assignee, and have executed an application for United States Patent based thereon on the 24th day of December, 2000;

AND WHEREAS, Pitney Bowes Inc., a corporation organized and existing under the laws of the State of Delaware and having its place of business at 1 Elmcroft Road, Stamford, Connecticut, U.S.A., is desirous of acquiring certain rights thereunder.

NOW, THEREFORE, for one dollar and other good and valuable consideration, receipt of all of which is hereby acknowledged, I have agreed to and hereby sell, assign and transfer unto said corporation the entire right, title and interest, in and throughout the United States of America (including its territories and dependencies) and all countries foreign thereto, in and to said invention, said application and any and all patents (including extensions thereof, and all the rights under the International Convention for the Protection of Industrial Property including the right to claim for any foreign patent application the priority date of the corresponding U.S. patent application) of any country, which have been or may be granted on said invention or any part thereof, or on said application or any divisional, continuing, renewal, substitute, reissue or other patent application based in whole or in part thereon, or based upon said invention;

TO BE HELD AND ENJOYED by said corporation, its successors and assigns, to the full ends of the respective terms of which said patents or any of them have been or may be granted, as fully and entirely as the same would have been held and enjoyed by me had no sale and assignment of said interest been made;

AND I do hereby authorize and request the Commissioner of Patents and Trademarks of the United States of America to issue any and all United States patents which may be granted upon said United States application or any of them, or upon said invention or any part thereof, to said corporation;

AND I hereby agree for myself and for my heirs, executors and administrators, to execute without further consideration any further lawful documents and any further assurances, and any divisional, continuing, renewal, substitute, reissue, or other applications for patents of any country, that may be deemed necessary by said corporation fully to secure to said corporation, its interest as aforesaid in and to said invention or any part thereof, and in and to said several patents or any of them;

AND I do hereby covenant for myself and my legal representatives and agree with said corporation, its successors and assigns, that I have granted no right or license to make, use or sell said invention to anyone except said corporation, that, prior to the execution of this deed, my right, title and interest in said invention had not been otherwise encumbered, and that I have not executed and will not execute any instrument in conflict herewith.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal:

Thomas J. Foth
Thomas J. Foth

12/29/2000
Date

ACKNOWLEDGMENT

State of Connecticut)
) ss. Shelton
County of Fairfield)

On this 29th day of December, 2000, personally appeared before me the above-named Thomas J. Foth to me known and known by me to be the person described in and who executed the foregoing instrument, and subscribed the same in my presence, and acknowledged the same to be his free act and deed in and for the purposes set forth in said instrument.

Esther A. Lapin
NOTARY PUBLIC

Esther A. Lapin
Notary Public
My Commission Expires: 1-31-2002